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**OFFICE OF PETITIONS**

In re Application of  
Giorgio Grasso  
Application No. 09/886,675  
Filed: June 20, 2001  
Attorney Docket No. 0370.0735C

DECISION ON PETITION

This is a decision on the renewed petition under 37 CFR 1.137(b), filed June 1, 2009, to revive the above-identified application.

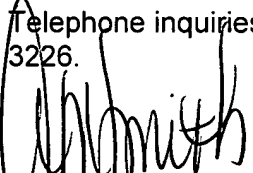
In response to the petition decision mailed March 25, 2009, petitioner filed the present renewed petition, an explanation of the delay in responding to the Office action mailed October 5, 2005, and \$130 for a one month extension of time on June 1, 2009.

The above-identified application has been abandoned for an extended period of time. The Patent and Trademark Office is relying on petitioner's duty of candor and good faith and accepting the statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. See Changes to Patent Practice and Procedure, 62 Fed. Reg. at 53160 and 53178; 1203 Off. Gaz. Pat. Office at 88 and 103 (responses to comments 64 and 109) (applicant obligated under 37 CFR 10.18 to inquire into the underlying facts and circumstances when providing the statement required by 37 CFR 1.137(b) to the Patent and Trademark Office).

Since the renewed petition satisfies the requirements of 37 CFR 1.137(b), the petition is **granted**.

This application is being revived solely for purposes of continuity. As continuity has been established by this decision, the application is again abandoned in favor of continuing application No. 12/399,576.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3226.

  
Andrea Smith  
Petitions Examiner  
Office of Petitions